



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/622,172	07/18/2003	Richard N. Shapiro	P06288US07/RFH	7620
7590	04/05/2006			EXAMINER
Richard N. Shapiro c/o Hajek, Shapiro, Cooper & Lewis, P.C. 1294 Diamond Springs Road Virginia Beach, VA 23455			AVERY, BRIDGET D	
			ART UNIT	PAPER NUMBER
			3618	

DATE MAILED: 04/05/2006

Please find below and/or attached an Office communication concerning this application or proceeding.



UNITED STATES DEPARTMENT OF COMMERCE  
U.S. Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
---------------------------------	-------------	---	---------------------

10/622,172

EXAMINER

ART UNIT PAPER

20060331

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

Notice of Non-Response with 30 day period to respond.

1. The reply filed on October 26, 2005 is not fully responsive to the prior Office Action because of the following omission(s) or matter(s): Contrary to applicant's request that claims 46-105 be examined, the requirement to elect a single disclosed species clearly states in item # 5, Applicant is advised that a reply to this requirement must include an identification of the species that is elected consonant with this requirement, **and a listing of all claims readable thereon, including any claims subsequently added.** See 37 CFR 1.111. Since the above-mentioned reply appears to be *bona fide*, applicant is given **ONE (1) MONTH or THIRTY (30) DAYS** from the mailing date of this notice, whichever is longer, within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD MAY BE GRANTED UNDER 37 CFR 1.136(a).

2. Applicant's response must specifically indicate which claims (from claims 46-105 filed July 4, 2004) read on Species I (Figures 1-4), Sub-species I (Figure 5), and Sub-species III (Figure 6). Applicant's submission that "the very first claim is a generic claim that supports the application despite any election and restriction requirement" is insufficient and does not fully respond to the requirement sent on March 29, 2005.

3. Any inquiry concerning this communication should be directed to Bridget Avery at telephone number 571-272-6691.

Avery

March 31, 2006



CHRISTOPHER P. ELLIS  
SUPERVISORY PATENT EXAMINER  
TECHNOLOGY CENTER 3600